

**UNITED STATES BANKRUPTCY COURT FOR
THE WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION**

In re:	§	Case No. 20-51142-mmp
	§	
Yvette Arciniega Bailey	§	Chapter 13
	§	
Debtor	§	Judge: Michael M. Parker

DEBTOR'S NUNC PRO TUNC NOTICE TO RETAIN 2021 TAX REFUND.

This pleading requests relief that may be adverse to your interests.

If no timely response is filed within twenty-one (21) days from the date of service, the relief requested herein may be granted without a hearing being held.

A timely filed response is necessary for a hearing to be held.

The Debtor, by undersigned attorney, hereby requests permission to retain the full 2021 tax refund. In support of this motion Debtor avers as follows:

1. The Debtor filed for protection under Chapter 13 of the Bankruptcy Code on June 18, 2020. The Plan was confirmed on October 6, 2020.
2. Debtor's Plan as proposed shall pay a dividend of 55% to the allowed, general unsecured creditors.
3. Debtor is current on her Plan payments through April 2022.
4. After filing Debtor's Chapter 13 bankruptcy, Debtor filed her 2021 Tax Return and received a tax refund in the net amount of \$4,180.00. Debtor received her refund on April 8, 2022, (*2021 ITR uploaded to the Trustee's portal*).
5. Debtor hereby requests permission to retain the full refund. Debtor lost her job February 23, 2022, and urgently needed the funds to pay for necessary monthly living expenses such as electricity, water, food, cell phone. etc. Debtor is also in need of purchasing an air conditioning unit before the summer months arrive. Further, Debtor had a fraudulent

charge of \$1,700.00 withdrawn from her bank account. Debtor is working with her financial institute to get this charge reversed.

WHEREFORE, Debtor prays that she be permitted to retain the full 2021 tax refund, and for any other relief that the Court shall deem appropriate.

DATE: April 28, 2022.

Respectfully submitted,

/s/Joris Robert Vanhemelrijck
Joris Robert Vanhemelrijck (24056468)
Jessica L. Hanzlik (24055661)
Teresa Howard (24049025)
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	§	
Debtor	§	Judge: Michael M. Parker

NOTICE AND CERTIFICATE OF SERVICE

The undersigned certifies that a copy of the foregoing attached Notice was served by ordinary US mail and/or electronically this date on the parties whose names and full addresses are listed below and for NOTICE that the attached Notice has been filed.

DATE: April 28, 2022.

Respectfully submitted,

/s/Joris Robert Vanhemelrijck
Joris Robert Vanhemelrijck (24056468)
Jessica L. Hanzlik (24055661)
Teresa Howard (24049025)

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Electronic Notice to:

United States Trustee - SA12

US Trustee's Office

615 E Houston, Suite 533

San Antonio, TX 78295-1539

(210) 472-4640

USTPRegion07.SN.ECF@usdoj.gov

Chapter 13 Trustee

Mary K Viegelahn

10500 Heritage Blvd Suite 201

San Antonio, TX 78216

(210) 824-1460

documents@sach13.com

Notice Via Standard Mail:

U.S. BANKRUPTCY COURT

615 E. HOUSTON STREET,

ROOM 597

SAN ANTONIO, TX 78205-2055

21ST MORTGAGE

CORPORATION

PO BOX 477

KNOXVILLE TN 37901-0477

Allied Collection Services

Attn: Bankruptcy

3080 South Durango Drive Suite 208

Las Vegas, NV 89117-9194

American Medical Response San Antonio

P.O. Box 847343

Dallas, TX 75284-7343

Attorney General of the US

Department of Justice

950 Pennsylvania Ave. NW

Washington, DC 20530-0009

BCM Physicians of San Antonio

Attn: #14507X

PO Box 14000

Belfast, ME 04915-4033

CMRE Financial Services

Attn: Bankruptcy

3075 E Imperial Hwy Ste 200

Brea, CA 92821-6753

Children's Hospital of San Antonio

PO Box 847053

Dallas, TX 75284-7053

Christus Santa Rosa Medical Ctr.

PO Box 847053

Dallas, TX 75284-7053

Convergent Outsourcing, Inc.

800 SW 39th Street

PO Box 9004

Renton, WA 98057-9004

Credit Systems International, Inc

Attn: Bankruptcy

PO Box 1088

Arlington, TX 76004-1088

ERC/Enhanced Recovery Corp

Attn: Bankruptcy

8014 Bayberry Road

Jacksonville, FL 32256-7412

Internal Revenue Service

P.O. Box 7346

Philadelphia, PA 19101-7346

LINEBARGER GOGGAN

BLAIR & SAMPSON LLP

ATTN DON STECKER

112 E PECAN

SUITE 2200

SAN ANTONIO TX 78205-1588

Pathology Associates of San

Antonio

P.O. Box 2216

San Antonio, TX 78298-2216

River City Imaging Associates

PO Box 10270

Longview, Texas 75608-0270

Second Round, LP
Attn: Bankruptcy Dept
PO Box 41955
Austin, TX 78704-0033

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Sampson, LLP
P.O. Box 17428
Austin, TX 78760-7428

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Dallas, TX 75266-0535

Tierra Robles Property Owners'
Assoc.
P.O. Box 1042
Adkins, TX 78101-1042

US Attorney's Office
601 NW Loop 410, Ste 600
San Antonio, TX 78216-5597

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ATTN REGIONAL DISTRICT
COUNSEL LOAN CENTER
6900 ALMEDA ROAD
HOUSTON TX 77030-4200

Verizon
by American InfoSource as agent
4515 N Santa Fe Ave
Oklahoma City, OK 73118-7901

Verizon
by American InfoSource as agent
PO Box 4457
Houston, TX 77210-4457

WILSON COUNTY TAX
OFFICE
ATTN WILSON COUNTY TAX
ASSESSOR-COLLECTOR
1 LIBRARY LN
FLORESVILLE TX 78114-2239

Zapata Co. & ZISD Tax Assessor
200 E. 7th St., Ste. 226
Zapata, TX 78076-2959

Zapata County
c/o Diane W. Sanders